

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2014-139734-001 SE

05/22/2015

JUDGE PRO TEM CYNTHIA L. GIALKETSIS

CLERK OF THE COURT
L. Mooney
Deputy

STATE OF ARIZONA

KELLY S NEAL

v.

JOSHUA ALLEN JENNINGS (001)
DOB: 11/01/1973

DANIEL G SHEPERD

APO-SENTENCINGS-SE
APPEALS-CCC
DISPOSITION CLERK-CSC
RFR

SUSPENSION OF SENTENCE - PROBATION GRANTED

2:34 p.m.

Courtroom SEF 201

State's Attorney: Paul Vollmer
Defendant's Attorney: Daniel Sheperd
Defendant: Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1 (Amended): POSSESSION OF DRUG PARAPHERNALIA
Class 6 UNDESIGNATED FELONY

A.R.S. § 13-3401, -3407, -3413, -3415, -3416, -3418, -105, -604, -610, -701, -702, -707, -801, -802, -901.01 (H) (4)

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Date of Offense: on or about 05/15/2014
Non Dangerous - Non Repetitive

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the Defendant on probation for:

Count 1 Probation Term: 18 Months

To begin 05/22/2015.

IT IS ORDERED that probation in CR 2014-139734-001 shall run concurrent with probation in CR 2015-118870-001.

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8 - Request and obtain written permission of the APD prior to leaving the State.

Condition 15: Restitution, Fines and Fees:

FINE: Count 1 - Total amount of \$1,372.50, which includes surcharges of 83%, payable \$25.00 per month beginning 08/01/2015.

Fine is to be paid to the Arizona Drug Enforcement Fund.

PROBATION ASSESSMENT: Count 1 - \$20.00 payable on 08/01/2015.

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00 payable on 08/01/2015.

PENALTY ASSESSMENT - A.R.S. §12-116.04: Count 1 - \$13.00 payable on 08/01/2015.

Investigative Agency:
Mesa Police Department

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2014-139734-001 SE

05/22/2015

Count 1: \$15.00 to the Technical Registration Fund payable on 08/01/2015.

All amounts payable through the Clerk of the Superior Court.

Additional Monetary Information: DNA Testing Cost

Condition 16 - Not consume or possess any substances containing alcohol.

Condition 17 - Count 1: Complete a total of 100 hours of community restitution. Complete a set number of hours per month as directed in writing by APD. Complete hours at a site approved by the APD.

Condition 22: Other - Complete Substance Abuse Counseling.

IT IS FURTHER ORDERED that Defendant shall submit to fingerprint identification processing by the Maricopa County Sheriff's Office if directed to do so by the Adult Probation Department. The Adult Probation Department shall direct any Defendant placed on probation who has not already had a State Identification Number (SID) established to submit to fingerprint processing.

Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS ORDERED granting the Motion to Dismiss the following: the Maricopa County Attorney's Office agrees not to file an allegation of felony conviction(s) pursuant to ARS 13-703.

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes in accordance with A.R.S. §13-610.

2:50 p.m. Matter concludes.

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MARICOPA COUNTY

CR2014-139734-001 SE

05/22/2015

Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ JUDGE PRO TEM CYNTHIA L. GIALKETSIS
JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)